

ESTTA Tracking number: **ESTTA741931**

Filing date: **04/22/2016**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91222999
Party	Defendant Videokall Inc.
Correspondence Address	VIDEOKALL INC 10631 BARN WOOD LN POTOMAC, MD 20854-1325 UNITED STATES cnahabed@gmail.com
Submission	Other Motions/Papers
Filer's Name	Charles E. Nahabedian
Filer's e-mail	c.nahabedian@medexspot.com, cnahabed@gmail.com
Signature	/Charles E. Nahabedian/
Date	04/22/2016
Attachments	Notice to Dismiss Trademark Opposition.pdf(167332 bytes) MEDEX SPOT Trademark 86414664 Negotiations Sched 1.pdf(372445 bytes) MEDEX SPOT Trademark 86414664 Notice of Opposition.pdf(3442 bytes) MEDEX SPOT Trademark 86414664 Opp & Rebutal 1.pdf(929181 bytes) MEDEX SPOT Trademark USPTO 86414664 Examiner Approval.pdf(12230 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

URGENT CARE MSO, LLC, Opposer,
v.

) Mark: MEDEX Spot
) Serial No. 86/414,664
) Proceeding No. 91222999
) ESTTA Tracking No. ESTTA686324
) Dismiss Request Filing Date: 4/22/2016

VIDEOKALL, INC., dba MEDEX Spot,
Applicant
P.O. Box 60841
Potomac, MD 20859
United States of America

NOTICE TO DISMISS BY APPLICANT

To: Trademark Trial and Appeal Board

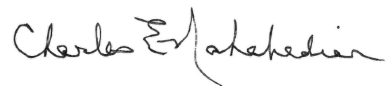
VideoKall Inc moves for dismissal of the opposition on the ground of the failure of MEDEXPRESS, the plaintiff, to prosecute.

Attached are 4 files relating to the MEDEX SPOT Trademark Application in 2015 which are:

1. USPTO Trademark examiner's acceptance that the USPTO saw no conflict between our trademark application and any existing trademarks: 1/28/15
2. A notice of opposition to our application from MEDEXPRESS with a request for a 90 day extension for MEDEXPRESS to file their opposition: 4/17/15
3. A USPTO list of dates by which both parties were required to share documents with each other: 7/28/15
4. A VideoKall rebuttal of the MEDEXPRESS opposition on 27 October 2015

Five months have elapsed since that rebuttal was filed and since then MEDEXPRESS has changed its lawyers. The new attorneys have had a couple of phone calls with VideoKall management to press their opposition with a further request that we abandon our Trademark, which we consider to be without merit. While one or two compromises were postulated, MEDEXPRESS has not proffered a proposal, or further evidence. Considering that MEDEXPRESS has now had almost 1 year in which to produce any credible arguments as to why VideoKall Inc should not be granted the trademark, "MEDEX SPOT", we ask the Trademark Trial and Appeal Board to dismiss the MEDEXPRESS opposition motion forthrightly, and without prejudice.

Regards,

A handwritten signature in black ink that reads "Charles E. Nahabedian". The signature is fluid and cursive, with the first name "Charles" and last name "Nahabedian" clearly legible, and a middle initial "E." in between.

Charles E. Nahabedian
CEO, Medex Spot
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UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500

Mailed: July 28, 2015

Opposition No. 91222999
Serial No. 86414664

VIDEOKALL INC

10631 BARN WOOD LN
POTOMAC, MD 20854-1325

Urgent Care MSO, LLC

v.

VIDEOKALL INC

Monika Jaensson
Dinsmore & Shohl LLP
900 Lee Street, Suite 600
Charleston, WV 25301

ESTTA686324

The opposer (plaintiff) identified above has filed a notice of opposition to the registration sought by the above-identified application filed by applicant (defendant). Opposer has certified that it served a copy of the notice of opposition on applicant, or its attorney or domestic representative of record, as required by Trademark Rule 2.101(a). The electronic version of the notice of opposition, and of the entire proceeding, is viewable on the Board's web page via the TTABVUE link: <http://ttabvue.uspto.gov/ttabvue/v?qs=91222999>.

APPLICANT MUST FILE AND SERVE ANSWER

As required in the schedule set forth below, **applicant must file an answer within forty (40) days from the mailing date of this order.** (For guidance regarding when a deadline falls on a Saturday, Sunday or federal holiday, *see* Trademark Rule 2.196.) Applicant's answer must comply with Fed. R. Civ. P. 8(b), must contain admissions or denials of the allegations in the notice of opposition, and may include available defenses and counterclaims. For guidance regarding the form and content of an answer, *see* Trademark Rule 2.106(b), and TBMP §§ 311.01

and 311.02. Failure to file a timely answer may result in entry of default judgment and the abandonment of the application.

SERVICE OF ANSWER AND OF ALL FILINGS

The answer, and **all** other filings in this proceeding, **must** be served in a manner specified in Trademark Rule 2.119(b), and **must** include proof of service. For guidance regarding the service and signing of all filings, *see* TBMP §§ 113-113.04. As noted in TBMP § 113.03, proof of service should be in the following certificate of service form:

I hereby certify that a true and complete copy of the foregoing (insert title of submission) has been served on (insert name of opposing counsel or party) by mailing said copy on (insert date of mailing), via First Class Mail, postage prepaid (or insert other appropriate method of delivery) to: (set out name and address of opposing counsel or party).

Signature _____
Date _____

The parties may agree to forward service copies by electronic transmission, *e.g.*, e-mail. *See* Trademark Rule 2.119(b)(6) and TBMP §113.04. Pursuant to Trademark Rule 2.119(c), however, five additional days are afforded only to actions taken in response to papers served by first-class mail, "Express Mail," or overnight courier, not by electronic transmission.

LEGAL RESOURCES AVAILABLE AT WEB PAGE

Proceedings will be conducted in accordance with the Trademark Rules of Practice, set forth in Title 37, part 2, of the Code of Federal Regulations. These rules, as well as amendments thereto, the Manual of Procedure (TBMP), information on Accelerated Case Resolution (ACR) and Alternative Dispute Resolution (ADR), and many Frequently Asked Questions, are available on the Board's web page, at: <http://www.uspto.gov/trademarks/process/appeal/index.jsp>. For a general description of Board proceedings, *see* TBMP §102.03.

FILING PAPERS ONLINE

The link to the Board's electronic filing system, ESTTA (Electronic System for Trademark Trials and Appeals), is at the Board's web page, at: <http://estta.uspto.gov/>. The Board **strongly encourages parties to use ESTTA** for all filings. ESTTA provides various electronic filing forms; some may be used as is, and others may require attachments. For technical difficulties with ESTTA, parties may call 571-272-8500. Due to potential technical issues, parties should not wait until the last date of a deadline for filing papers. The Board may decline to consider any untimely filing.

OPPOSER'S OBLIGATION IF SERVICE IS INEFFECTIVE

If a service copy of the notice of opposition is returned to opposer as undeliverable or opposer otherwise becomes aware that service has been ineffective, opposer must notify the Board in writing within ten (10) days of the date on which opposer learns that service has been ineffective. Notification to the Board may be provided by any means available for filing papers with the Board, but preferably should be provided **by written notice filed through ESTTA**. For guidance regarding notice of ineffective service, *see* Trademark Rule 2.101(b) and TBMP § 309.02(c)(1).

While opposer is under no obligation to search for current correspondence address information for, or investigate the whereabouts of, any applicant opposer is unable to serve, if opposer knows of any new address information for the applicant, opposer must report the address to the Board. If an opposer notifies the Board that a service copy sent to an applicant was returned or not delivered, including any case in which the notification includes a new address for the applicant discovered by or reported to opposer, the Board will give notice under Trademark Rule 2.118.

FORMAT FOR ALL FILINGS

Trademark Rule 2.126 sets forth the required form and format for all filings. The Board may **decline to consider** any filing that does not comply with this rule, including, but not limited to motions, briefs, exhibits and deposition transcripts.

CONFERENCE, DISCOVERY, DISCLOSURE AND TRIAL SCHEDULE

Time to Answer	9/6/2015
Deadline for Discovery Conference	10/6/2015
Discovery Opens	10/6/2015
Initial Disclosures Due	11/5/2015
Expert Disclosures Due	3/4/2016
Discovery Closes	4/3/2016
Plaintiff's Pretrial Disclosures	5/18/2016
Plaintiff's 30-day Trial Period Ends	7/2/2016
Defendant's Pretrial Disclosures	7/17/2016
Defendant's 30-day Trial Period Ends	8/31/2016
Plaintiff's Rebuttal Disclosures	9/15/2016
Plaintiff's 15-day Rebuttal Period Ends	10/15/2016

PARTIES ARE REQUIRED TO HOLD DISCOVERY CONFERENCE

As noted in the schedule above, the parties are required to schedule and to participate with each other in a discovery conference by the deadline in the schedule. For guidance, *see* Fed. R. Civ. P. 26(f), Trademark Rule 2.120(a)(2), and TBMP § 401.01. In the conference, the parties are required to discuss (1) the nature of and basis for their respective claims and defenses, (2) the possibility of settling or

at least narrowing the scope of claims or defenses, and (3) arrangements for disclosures, discovery and introduction of evidence at trial, if the parties are unable to settle at this time.

Discussion of amendments of otherwise prescribed procedures can include limitations on disclosures and/or discovery, willingness to stipulate to facts, and willingness to stipulate to more efficient options for introducing at trial information or materials obtained through disclosures or discovery.

The parties must hold the conference in person, by telephone, or by any means on which they agree. A Board interlocutory attorney or administrative trademark judge will participate in the conference, upon request of any party, provided that such request is made no later than ten (10) days prior to the conference deadline. *See* Trademark Rule 2.120(a)(2). A request for Board participation must be made either through an ESTTA filing, or by telephone call to the assigned interlocutory attorney whose name is on the TTABVUE record for this proceeding. A party should request Board participation only after the parties have agreed on possible dates and times for the conference. A conference with the participation of a Board attorney will be by telephone, and the parties shall place the call at the agreed date and time, in the absence of other arrangements made with the Board attorney.

PROTECTIVE ORDER FOR CONFIDENTIAL INFORMATION

The Board's Standard Protective Order is applicable, and is available at: <http://www.uspto.gov/trademarks/process/appeal/guidelines/stndagmnt.jsp>. During their conference, the parties should discuss whether they agree to supplement or amend the standard order, or substitute a protective agreement of their choosing, subject to approval by the Board. *See* Trademark Rule 2.116(g) and TBMP § 412. The standard order does not automatically protect a party's confidential information and its provisions for the designation of confidential information must be utilized as needed by the parties.

ACCELERATED CASE RESOLUTION

During their conference, the parties should discuss whether they wish to seek mediation or arbitration, and whether they can stipulate to follow the Board's Accelerated Case Resolution (ACR) process for a more efficient and economical means of obtaining the Board's determination of the proceeding. For guidance regarding ACR, *see* TBMP § 528. Detailed information on ACR, and examples of ACR cases and suggestions, are available at the Board's webpage, at: <http://www.uspto.gov/trademarks/process/appeal/index.jsp>.

DISCOVERY AND INTERLOCUTORY PROCEDURES

For guidance regarding discovery, *see* Trademark Rule 2.120 and TBMP Chapter 400, regarding the deadline for and contents of initial disclosures, *see* Trademark Rule 2.120(a)(2) and TBMP § 401.02, and regarding the discoverability of various

matters, *see* TBMP § 414. Certain provisions of Fed. R. Civ. P. 26 are applicable in modified form. The interlocutory attorney has discretion to require the parties, or to grant a request made by one or both parties, to resolve matters of concern to the Board, or a contested motion, by telephone conference. *See* Trademark Rule 2.120(i)(1) and TBMP § 502.06(a).

TRIAL

For guidance regarding trial and testimony procedures, *see* Trademark Rules 2.121, 2.123 and 2.125, as well as TBMP Chapter 700. The parties should review authorities regarding the introduction of evidence during the trial phase, including by notice of reliance and by taking testimony from witnesses. For instance, any notice of reliance must be filed during the filing party's assigned testimony period, with a copy served on all other parties, and any testimony of a witness must be both noticed and taken during the party's testimony period. A party that has taken testimony must serve on each adverse party a copy of the transcript of such testimony, together with copies of any exhibits introduced during the testimony, within thirty (30) days after completion of the testimony deposition.

Briefs shall be filed in accordance with Trademark Rules 2.128(a) and (b). An oral hearing is not required, but will be scheduled upon request of any party, pursuant to Trademark Rule 2.129. For guidance regarding briefing and an oral hearing, *see* TBMP §§ 801-802.

PARTIES NOT REPRESENTED BY COUNSEL

This proceeding is similar to a civil action in a federal district court. The Board **strongly** advises all parties to secure the services of an attorney who is familiar with trademark law and Board procedure. Strict compliance with the Trademark Rules of Practice and, where applicable, the Federal Rules of Civil Procedure, is required of all parties, whether or not they are represented by counsel. Parties not represented by such an attorney are directed to read the Frequently Asked Questions, available at the Board's web page: <http://www.uspto.gov/trademarks/process/appeal/index.jsp>.

PARTIES MUST NOTIFY BOARD OF OTHER PENDING ACTIONS

If the parties are, or during the pendency of this proceeding become, parties in another Board proceeding or a civil action involving the same or related marks, or involving any issues of law or fact which are also in this proceeding, they shall notify the Board immediately, so the Board can consider whether consolidation and/or suspension of proceedings is appropriate. *See* TBMP § 511.

ESTTA Tracking number: **ESTTA668780**

Filing date: **04/27/2015**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Applicant:	VIDEOKALL INC
Application Serial Number:	86414664
Application Filing Date:	10/03/2014
Mark:	MEDEX SPOT
Date of Publication	03/31/2015

First 90 Day Request for Extension of Time to Oppose for Good Cause

Pursuant to 37 C.F.R. Section 2.102, Urgent Care MSO, LLC, 1751 Earl Core Rd, Attn: Legal Department, Morgantown, WV 26505, UNITED STATES, a limited liability company, organized under the laws of Delaware, respectfully requests that it be granted a 90-day extension of time to file a notice of opposition against the above-identified mark for cause shown.

Potential opposer believes that good cause is established for this request by:

- The potential opposer needs additional time to investigate the claim

The time within which to file a notice of opposition is set to expire on 04/30/2015. Urgent Care MSO, LLC respectfully requests that the time period within which to file an opposition be extended until 07/29/2015.

Respectfully submitted,

/Monika Jaensson/

04/27/2015

Monika Jaensson

Dinsmore & Shohl LLP

900 Lee Street, Suite 600

Charleston, WV 25301

UNITED STATES

monika.jaensson@dinsmore.com

3043579924

ESTTA Tracking number: **ESTTA704918**

Filing date: **10/27/2015**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91222999
Party	Defendant Videokall Inc.
Correspondence Address	VIDEOKALL INC 10631 BARN WOOD LN POTOMAC, MD 20854-1325 UNITED STATES cnahabed@gmail.com
Submission	Answer
Filer's Name	Charles E. Nahabedian
Filer's e-mail	cnahabed@gmail.com
Signature	/Charles E. Nahabedian/
Date	10/27/2015
Attachments	USPTO TM Rebuttal to the OPPOSITION.pdf(701348 bytes)

- Is beginning its marketing campaign with its initial offering; thus Opposer's claims are incorrect. It does not understand the product and related services.
- Will be marketing its services on a co-branded basis with leading medical institutions such as a hospital, and by host locations.
- Is only providing an integrated hardware, software and telecomm service connecting, by satellite, the Unmanned Micro Clinic with a hospital medical call center.
- Is offering on a resale basis a telehealth medical care service provided by a hospital
- Has a customer base that is different, and patients will not be confused.

Wherefore, Applicant humbly requests that the Opposer's claims and opposition be dismissed and our mark, MEDEX Spot, be granted according to the arguments to follow and the policies, procedures and rules of **THE UNITED STATES PATENT AND TRADEMARK OFFICE**, and sustain its application on valid criteria duly recognized by **THE TRADEMARK TRIAL AND APPEAL BOARD**.

Rebuttal

1. MEDEXPRESS URGENT CARE HOLDING CO., INC is the original name of the Opposer.
2. The Opposer's MEDEXPRESS was granted after the SAME existing trademark of National Association of People with AIDS Services, Inc. providing medical services to patients with AIDS.
3. MEDEXPRESS was sued by National Association of People With AIDS Services, Inc., for infringement in 2007 and was resolved. So, if MEDEXPRESS and MEDEXPRESS by different companies can co-exist providing medically related services, MEDEX and MEDEXPRESS can and does coexist.
4. USPTO points of conflict include:
 - a. Similarity in appearance, sound and meaning: Applicant claims no to all three points.
 - i. MEDEX Spot is two words, whereas MEDEXPRESS is one word which has also been seen as MR. GOODBODY'S MINOR **MED EXPRESS** CARE WALK-IN CLINIC registered trademark and other marks listed later
 - ii. MED is different than MEDEX. Express does not sound like Spot
 - iii. The Opposer compares the services provided within a store or building by a relatively small, unmanned, self-service micro cabin to the applicant's MEDEXPRESS store-front, which it is a manned, self-contained, urgent clinic clearly visible from the street and from people driving by. Whereas MEDEX Spot describes a roughly 6 foot by 5 foot micro-cabin which would only be visible and accessible to people already inside and walking through a store or building. The Applicant with its hospital partner offers a subset of outpatient services via telehealth, whereas the Opposer offers a full service, hands-on, urgent care center.

- b. Similar types of products or services: Applicant claims that MEDEXPRESS and MEDEX Spot use clearly different delivery systems and provide different services.
 - i. MEDEXPRESS has a storefront and clearly states they have physically-present medical staff, including physicians, Physician Assistant's and/or Nurse Practitioners for its consumers, presumably with some medical systems for lab analysis, and perhaps even X-ray or other sophisticated medical equipment. Opponent states: "Urgent care offers treatment to patients of all ages for injury and illness, like the flu, asthma attacks, broken bones, cuts requiring stitches and more, providing you a one-stop option for unscheduled, time-sensitive care." MEDEXPRESS is a full service urgent care center which can treat patients "hand-on", if appropriate, and can probably treat up to 100% of outpatient needs. ME MEDEXPRESS relies on medical staff physically present attending to the patient.
 - ii. MEDEX Spot clearly states it has no medical staff on site – it is unmanned. A limited selection of self-service medical devices are available for patient use, on request by the distant nurse practitioner at a partnered medical call center in a hospital or clinic. The interaction with a medical person is over telecommunications facilities with no hands-on by the medical staff. MEDEX Spot is designed and configured to treat a subset of outpatient needs such as seasonal illnesses and monitoring of chronic illnesses --- some 30%-50% of all outpatient visits. Patients would clearly discern the differences in scope, cost, convenience and delivery --- just as they distinguish today between a nurse's office, a mini-clinic (e.g. at CVS), general practitioner, a specialist, ME MEDEXPRESS or other urgent care centers, or the emergency room at a hospital. MEDEX Spot relies on self-service and telehealth, and only provides the software, integrated medical measuring devices, and communications components of the product and related support services, whereas Applicant's hospital partner provides the telehealth-limited medical services.
 - iii. A visit to the web sites of both MEDEXPRESS and MEDEX SPOT would clearly show the two services are greatly different even though both are in the medical services business.
- c. Similarity of sales channels.
 - i. MEDEXPRESS is a business with storefronts where the entire premises is its urgent care center. It attracts people to the storefront through its direct advertising, promotions and programs. It is a B2C business.
 - ii. MEDEX Spot is a micro-cabin in a host location such as a supermarket, pharmacy, senior housing facility, university, office complex or work location, to name a few. Most or all of the advertising and promotion will be by the host location to its clients, and by the hospital which is providing

the medical services in its region, and which is advertising the MEDEX Spot locations it serves. Applicant is a B2B business.

5. The trademark for the Opposer is MEDEXPRESS, offering medical clinics specializing in urgent medical care and treatment. Its other marks include: ME MedExpress; Great.Care.Fast.; M E; Genuine, Caring, Friendly; MEDEXPRESS COPORATECARE; and Great Care Fast.
 - a. None of the Opposer's trademarks single out "MEDEX" in their presentation, and Opposer's emphasis is the "ME" for Med Express or, more recently, its newer meaning or synonym-based trademarks
 - b. The Applicant is MEDEX Spot. Med and Medex are different prefixes at best. The Opposer's trademark does not include "spot" in any form. Express and Spot do not sound the same, look the same or mean the same.
 - c. A search of the USPTO trademark TESS database for the name MEDEX pulls up a list of several companies including MEDEX SPOT, but it does not list the trademark MEDEXPRESS. None of the companies with a trademark containing the name MEDEX has objected to our trademark MEDEX Spot, yet MEDEXPRESS which does not even appear in the same TESS listing as MEDEX Spot, or use the term medex by itself, has chosen to object to the MEDEX Spot trademark.
6. ME MEDEXPRESS does not have an exclusive on Medex, especially since it is used in other medically related trademarks, and their prefix in their trademark is MED. The number of similar marks currently in use substantiates this. Applicant searched the USTPO database and found many variants of trademarks with MED or MEDEX in the beginning, and many others with spot at the end. A listing of the search for MED or MEDEX is:
 - a. Biomedex
 - b. MedEx Logistics
 - c. DYMEDEX
 - d. MEDEXPERT
 - e. UMEDEX
 - f. SLIMMEDEXDIMEDEX
 - g. MEDEX Global Solutions
 - h. MEDEX360^{om}
 - i. IMEDEX
 - j. Mobilemicromedex
 - k. Mymedex
 - l. Crimedex
 - m. MEDEX
 - n. Medex Safe Trip
 - o. MEDEXPRESS (1st use, NAP with Aids)
 - p. MEDEX
 - q. MicroMedex

More information on these listing is shown below.

7. Conclusion:

It is a great stretch of the imagination to assume that MEDEX Spot and MEDEXPRESS services could be confused with each other by the general public, for such a comparison would be like comparing an apple and orange --- both are fruit but no shopper would be confused that they would both taste or look the same.

The Opposer's:

- Trademark is different in form, appearance, sound, and meaning
- Products or services are different and utilize different delivery systems
- Sales channels are different
- Customers would have no difficulty distinguishing between services at the Opposer's trademark locations, and those of the host of the applicant's trademark product and associated services.

To allow the MEDEXPRESS URGENT CARE HOLDING CO., INC to prosper in this case, when there is a weak claim, at best, for opposition, would be to allow a company with deep pockets to impede a startup company which has shown great innovation in bringing down the costs of primary healthcare, something that's not welcomed by all the seasoned providers of medical care that are earning substantial profits in the industry --- but are welcomed by patients (according to market research), and supermarkets with pharmacies, unable to compete with drugstores with clinics, and by progressive medical hospital systems which are losing business to manned mini-clinics, and urgent care centers, like MEDEXPRESS.

Applicant does not have the resources to hire a trademark attorney to defend its case and will continue to use its internal resources.

Wherefore, the Applicant has clearly shown that there are many medex's and different markets, and that there is no confusion. Applicant further claims that there is no basis for opposition by the Opposer, and based on the Opposer's emotional claims and past history, that THE TRADEMARK TRIAL AND APPEAL BOARD of the UNITED STATES PATENT AND TRADEMARK OFFICE, should summarily reject the claims of the Opposer, and the application be sustained in the Applicant's favor. Applicant further requests such other action and further relief to the Applicant as the Board may deem just, appropriate and proper for actions by the Opposer in this instance, and its past history with THE TRADEMARK TRIAL AND APPEAL BOARD.

Applicant submits that it has not provided a copy of this submittal to the Opposer.

Dated: October 27, 2015

Respectfully submitted,



Charles E. Nahabedian, BSEE, MSEE, MBA

VideoKall, Inc.

10631 Barn Wood Lane

Potomac, MD 20854

	Serial Number		Word Mark	Check Status	Live/Dead
1	86414664		MEDEX SPOT	TSDR	LIVE
2	86641827		SPA MEDEX	TSDR	LIVE
3	86227796		BIOMEDEX	TSDR	LIVE
4	86188972		MEDEX LOGISTICS, INC.	TSDR	DEAD
5	86094499		MEDEX	TSDR	DEAD
6	85867024	4435484	MEDEX PATIENT TRANSPORT	TSDR	LIVE
7	85417170		MEDEX	TSDR	DEAD
8	85340768	4087491	MEDEX	TSDR	LIVE
9	85207210		SPORTSMEDEX	TSDR	DEAD
10	85074036	4195141	STATMEDEX	TSDR	LIVE
11	85016657		MEDEX ENGINEERING	TSDR	DEAD
12	79162176		MEDEX	TSDR	LIVE
13	79119016		MEDEX 80	TSDR	DEAD
14	78323558	2959498	MB MEDEX BIO CARE	TSDR	LIVE
15	78335025	2970120	MEDEX MEDICAL FINANCIAL COLLECTION EXPERTS	TSDR	DEAD
16	78299234	3243493	MEDEX	TSDR	DEAD
17	78299233	2879610	MEDEX	TSDR	DEAD
18	78276517	2934742	MEDEX	TSDR	DEAD
19	78191510		MEDEX	TSDR	DEAD
20	78120673	2831814	MEDEX URGENT CARE	TSDR	DEAD
21	78080134		MEDEX SYSTEMS HEALTHCARE AT THE SPEED OF TOMORROW	TSDR	DEAD
22	78080126		MEDEX SYSTEMS	TSDR	DEAD
23	78010004	2605919	LUMEDX	TSDR	DEAD
24	77607664	3701022	MEDEX PACK	TSDR	LIVE
25	77607652	3701021	MEDEX PACK	TSDR	LIVE
26	77771403	3958505	AETHON MEDEX	TSDR	LIVE
27	77607862	3923626	MEDEX GLOBAL SOLUTIONS	TSDR	LIVE
28	77267247	3636000	MEDEX 360° M GLOBAL MEDICAL MONITOR	TSDR	LIVE
29	77267256		MEDEX360° MS MS GLOBAL MEDICAL & SECURITY MONITOR	TSDR	DEAD

30	77267235		MEDEX 360° S GLOBAL SECURITY MONITOR	TSDR	DEAD
31	76367031	3117478	MEDEX	TSDR	LIVE
32	76319665	2961637	MEDEX USA INNOVATIVE MEDICAL SUPPLY MANAGEMENT	TSDR	LIVE
33	76047703	2575254	PHOTOMEDEX	TSDR	LIVE
34	76673071		MEDEX FREIGHT SERVICES	TSDR	DEAD
35	76539223	2857734	MEDEX	TSDR	DEAD
36	76417239	2832752	MB MEDEX BIOPHARM	TSDR	DEAD
37	76310525	2656154	MEDEX	TSDR	DEAD
38	76310400	2676909	MEDEX	TSDR	DEAD
39	75876165	2489130	MEDEX	TSDR	LIVE
40	75664028		MEDEX	TSDR	DEAD
41	75425764	2396213	MEDEX	TSDR	LIVE
42	75383848	2248327	GENESTAR MSI	TSDR	DEAD
43	75199911		MEDEX	TSDR	DEAD
44	75158715		MEDEX	TSDR	DEAD
45	75086974	2174196	MEDEX SAFE TRIP	TSDR	LIVE
46	75078801		MEDEX MEDICAL TRANSPORT SERVICES	TSDR	DEAD
47	74397662		SKIN MEDEX	TSDR	DEAD
48	74397660		DERM MEDEX	TSDR	DEAD
49	74397659		NOSE MEDEX	TSDR	DEAD
50	74282869		MEDEX	TSDR	DEAD

MEDEX

Word Mark MEDEX

Goods and Services IC 021. US 002 013 023 029 030 033 040 050. G & S: Synthetic and natural animal bristles; synthetic bristles for toothbrushes; synthetic bristles for interdental brushes; filaments for making brushes

Standard Characters

Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 79162176

Filing Date October 17, 2014

Current Basis 66A

Original Filing Basis 66A

Published for Opposition August 4, 2015

**International
Registration Number** 1239909
Owner (APPLICANT) Pedex GmbH LIMITED LIABILITY COMPANY FED REP GERMANY
Hauptstrasse 67 69483 Wald-Michelbach FED REP GERMANY
Attorney of Record Cecelia M. Perry
Priority Date June 27, 2014
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

MEDEX Spot

Word Mark MEDEX SPOT
**Goods and
Services** IC 042. US 100 101. G & S: Software as a service (SAAS) services featuring software for connecting a computer terminal in a medical facility through a communications link to a distant self service medical cabin located in a remote facility to enable two way video communications plus control of and receiving of telemetry from medical instruments located in the distant self service medical cabin
**Standard
Characters
Claimed**
**Mark Drawing
Code** (4) STANDARD CHARACTER MARK
Serial Number 86414664
Filing Date October 3, 2014
Current Basis 1B
**Original Filing
Basis** 1B
**Published for
Opposition** March 31, 2015
Owner (APPLICANT) VIDEOKALL INC CORPORATION GEORGIA 10631 BARN WOOD LANE
POTOMAC MARYLAND 20854
Type of Mark SERVICE MARK
Register PRINCIPAL
**Live/Dead
Indicator** LIVE

SPA MEDEX

Word Mark SPA **MEDEX**

Goods and Services IC 003. US 001 004 006 050 051 052. G & S: After sun creams; Anti-aging creams; Bar soap; Beauty creams; Body cream; Body lotion; Body scrub; Eye cream; Face and body lotions; Facial beauty masks; Facial scrubs; Facial washes; Hand scrubs; Liquid soap; Massage lotions; Massage oil; Sun tan lotion; Tanning creams

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 86641827

Filing Date May 26, 2015

Current Basis 1B

Original Filing Basis 1B

Owner (APPLICANT) Spa Medex Inc. CORPORATION FLORIDA 3030 N. Rocky Point Dr., Ste 150A Tampa FLORIDA 33607

Attorney of Record Adam E. Schwartz

Type of Mark TRADEMARK

Register PRINCIPAL

Live/Dead Indicator LIVE

MEDEX

Word Mark **MEDEX**

Goods and Services IC 017. US 001 005 012 013 035 050. G & S: Plastic in extruded form for general industrial use. FIRST USE: 20100101. FIRST USE IN COMMERCE: 20100101

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 85340768

Filing Date	June 8, 2011
Current Basis	1A
Original Filing Basis	1A
Published for Opposition	November 1, 2011
Registration Number	4087491
Registration Date	January 17, 2012
Owner	(REGISTRANT) GOEX Corporation CORPORATION WISCONSIN 2532 Foster Avenue Janesville WISCONSIN 53545
Attorney of Record	Julie Lewis
Type of Mark	TRADEMARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE

STATMEDEX

Word Mark	STATMEDEX
Goods and Services	IC 039. US 100 105. G & S: Courier services for the medical profession. FIRST USE: 20120625. FIRST USE IN COMMERCE: 20120625
Standard Characters Claimed	
Mark Drawing Code	(4) STANDARD CHARACTER MARK
Serial Number	85074036
Filing Date	June 29, 2010
Current Basis	1A
Original Filing Basis	1B
Published for Opposition	November 23, 2010
Registration Number	4195141
Registration Date	August 21, 2012
Owner	(REGISTRANT) Medstat Systems, Inc. CORPORATION MINNESOTA 5155 East River Road, Suite 418 Fridley MINNESOTA 554213776
Attorney of Record	Scott G. Ulbrich
Type of Mark	SERVICE MARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE



Word Mark	MB MEDEX BIOCARE
Goods and Services	IC 035. US 100 101 102. G & S: RETAIL PHARMACY SERVICES, NAMELY, SPECIALTY PHARMACY SERVICES AND RETAIL MAIL-ORDER PHARMACY SERVICES. FIRST USE: 20030501. FIRST USE IN COMMERCE: 20030801
Mark Drawing Code	(5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM
Serial Number	78323558
Filing Date	November 5, 2003
Current Basis	1A
Original Filing Basis	1A;1B
Published for Opposition	March 15, 2005
Registration Number	2959498
Registration Date	June 7, 2005
Owner	(REGISTRANT) MEDEX BIOPHARM CORPORATION NEVADA 8024 STAGE HILLS ROAD SUITE 107 MEMPHIS TENNESSEE 38133
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	Matthew Nelles
Description of Mark	The color(s) Crimson Red, Aqua Blue is/are claimed as a feature of the mark. The color crimson red appears in the wording "MEDEX BIOCARE" and the letter "M" and the color aqua blue appears in the letter "B".
Type of Mark	SERVICE MARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20150824.
Renewal	1ST RENEWAL 20150824
Live/Dead Indicator	LIVE



Word Mark	MEDEX PACK
Goods and Services	IC 016. US 002 005 022 023 029 037 038 050. G & S: Paper box packaging used for dispensing labeled plastic film pouches containing pills and pharmaceuticals. FIRST USE: 20080920. FIRST USE IN COMMERCE: 20081008
Mark Drawing Code	(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS
Design Search Code	10.09.01 - Capsules, medicinal/nonmedicinal; Pills; Tablets, medicines; Tablets, nonmedical products in tablet form 26.09.21 - Squares that are completely or partially shaded
Trademark Search Facility Classification Code	ART-10.09 Medicines; medical and non-medical products in tablet, capsule or powder form SHAPES-CIRCLE Circle figures or designs including semi-circles and incomplete circles SHAPES-COLORS-3-OR-MORE Design listing or lined for three or more colors SHAPES-GEOMETRIC Geometric figures and solids including squares, rectangles, quadrilaterals and polygons SHAPES-OVALS Oval figures or designs including incomplete ovals and one or more ovals
Serial Number	77607664
Filing Date	November 5, 2008
Current Basis	1A
Original Filing Basis	1A
Published for Opposition	May 5, 2009
Registration Number	3701022
Registration Date	October 27, 2009
Owner	(REGISTRANT) MedEx Direct, LLC LIMITED LIABILITY COMPANY MICHIGAN 13201 Stephen Road, Suite B Warren MICHIGAN 48089
Attorney of Record	Erik M. Pelton
Disclaimer	NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "PACK" APART FROM THE MARK AS SHOWN
Description of Mark	The color(s) blue, brown, beige, orange, white, light blue, green, light brown, and navy blue is/are claimed as a feature of the mark. The mark consists of the wording "MEDEX PACK" and the design of eight pills set against a shaded square. The wording "MEDEX" is in blue and "PACK" is in brown. The shaded square is beige and contains an orange circular pill, white circular pill, navy blue oblong shaped pill, small brown circular pill, small light brown circular pill, light blue circular pill, green circular pill, and light blue oblong shaped pill.
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECT 8 (6-YR).
Live/Dead Indicator	LIVE

AETHON MEDEX

Word Mark	AETHON MEDEX
Goods and Services	IC 012. US 019 021 023 031 035 044. G & S: automated inventory replenishment system, namely, an autonomous mobile robotic transport vehicle for the delivery of goods, and software for establishing a chain of custody record for the goods sold as a unit. FIRST USE: 20090701. FIRST USE IN COMMERCE: 20090701
Standard Characters Claimed	
Mark Drawing Code	(4) STANDARD CHARACTER MARK
Serial Number	77771403
Filing Date	June 30, 2009
Current Basis	1A
Original Filing Basis	1B
Published for Opposition	August 3, 2010
Registration Number	3958505
Registration Date	May 10, 2011
Owner	(REGISTRANT) AETHON, INC. CORPORATION PENNSYLVANIA 100 Business Center Drive Pittsburgh PENNSYLVANIA 15205
Attorney of Record	Bryan H. Opalko
Prior Registrations	2865118
Type of Mark	TRADEMARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE

TESS was last updated on Sat Oct 10 03:21:02 EDT 2015

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CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC			

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MEDEX GLOBAL SOLUTIONS

Word Mark Goods and Services

MEDEX GLOBAL SOLUTIONS

IC 035. US 100 101 102. G & S: Assisting travelers and expatriates with their personal needs in the event of travel-related medical emergencies, namely, physician referrals; promoting public awareness relating to the prevention of kidnapping, ransom, extortion, illegal detention and hijacking; business management consulting services in the areas of kidnapping, ransom, extortion, illegal detention and hijacking. FIRST USE: 20090900. FIRST USE IN COMMERCE: 20090900

IC 036. US 100 101 102. G & S: Assisting travelers and expatriates with their personal needs in the event of travel-related medical emergencies, namely, arranging emergency funds transfers. FIRST USE: 20090900. FIRST USE IN COMMERCE: 20090900

IC 039. US 100 105. G & S: Assisting travelers and expatriates with their personal needs in the event of travel-related medical emergencies, namely, making travel arrangements and ambulance arrangements. FIRST USE: 20090900. FIRST USE IN COMMERCE: 20090900

IC 041. US 100 101 107. G & S: Training services relating to the prevention of kidnapping, ransom, extortion, illegal detention and hijacking. FIRST USE: 20100900. FIRST USE IN COMMERCE: 20100900

IC 044. US 100 101. G & S: Post-incident support services in the areas of kidnapping, ransom, extortion, illegal detention and hijacking, namely, psychological counseling. FIRST USE: 20101100. FIRST USE IN COMMERCE: 20101100

IC 045. US 100 101. G & S: providing consulting information services in the areas of kidnapping, ransom, extortion, illegal detention and hijacking; security services, namely, threat simulation vulnerability analysis and mitigation and emergency and crisis response in the areas of kidnapping, ransom, extortion, illegal detention and hijacking; tracking services, namely, providing tracking services and information concerning tracking of people for security purposes; assisting travelers and expatriates with their personal needs in the event of travel-related medical emergencies, namely, arranging emergency medical assistance and providing emergency medical assistance information services. FIRST USE: 20100900. FIRST USE IN COMMERCE: 20100900

Standard Characters Claimed

Mark Drawing Code	(4) STANDARD CHARACTER MARK
Serial Number	77607862
Filing Date	November 5, 2008
Current Basis	1A
Original Filing Basis	NO FILING BASIS
Published for Opposition	April 6, 2010
Registration Number	3923626
Registration Date	February 22, 2011
Owner	(REGISTRANT) MEDEX Global Group, Inc. CORPORATION MINNESOTA 8501 LaSalle Rd., Suite 200 Towson MARYLAND 21286
Attorney of Record	Joseph V. Myers III
Disclaimer	NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "SOLUTIONS" APART FROM THE MARK AS SHOWN
Type of Mark	SERVICE MARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE



Word Mark	MEDEX 360° M GLOBAL MEDICAL MONITOR
Goods and Services	IC 039. US 100 105. G & S: Travel information services. FIRST USE: 20070530. FIRST USE IN COMMERCE: 20070911
Mark Drawing Code	(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS
Design Search Code	26.01.02 - Circles, plain single line; Plain single line circles 26.03.02 - Ovals, plain single line; Plain single line ovals
Trademark Search Facility Classification Code	LETS-1 M A single letter, multiples of a single letter or in combination with a design NOTATION-SYMBOLS Notation Symbols such as Non-Latin characters,punctuation and mathematical signs,zodiac signs,prescription marks NUM-26-UP 360 Other Numerals - 26 and Up SHAPES-CIRCLE Circle figures or designs including semi-circles and incomplete circles SHAPES-OVALS Oval figures or designs including incomplete ovals and one or more ovals
Serial Number	77267247
Filing Date	August 29, 2007
Current Basis	1A
Original Filing Basis	NO FILING BASIS

Published for Opposition	July 22, 2008
Registration Number	3636000
Registration Date	June 9, 2009
Owner	(REGISTRANT) MEDEX Global Group, Inc. CORPORATION MINNESOTA 8501 LaSalle Rd. Suite 200 Towson MARYLAND 21286
Attorney of Record	Joseph V. Myers III
Disclaimer	NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "GLOBAL MEDICAL" APART FROM THE MARK AS SHOWN
Description of Mark	Color is not claimed as a feature of the mark.
Type of Mark	SERVICE MARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECT 8 (6-YR).
Live/Dead Indicator	LIVE



Word Mark	MEDEX USA INNOVATIVE MEDICAL SUPPLY MANAGEMENT
Goods and Services	IC 035. US 100 101 102. G & S: Management assistance in the field of distribution of medical equipment and supplies; distributorships in the field of medical equipment and supplies. FIRST USE: 20010900. FIRST USE IN COMMERCE: 20010900
Mark Drawing Code	(5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM
Serial Number	76319665
Filing Date	October 1, 2001
Current Basis	1A
Original Filing Basis	1A
Published for Opposition	March 22, 2005
Change In Registration	CHANGE IN REGISTRATION HAS OCCURRED
Registration Number	2961637
Registration Date	June 14, 2005
Owner	(REGISTRANT) MedEx USA, Inc. CORPORATION FLORIDA 5400 Northwest 35th Terrace, Suite 101 Ft. Lauderdale FLORIDA 33309 (LAST LISTED OWNER) GULF SOUTH MEDICAL SUPPLY, INC. CORPORATION DELAWARE 4345 SOUTHPOINT BOULEVARD JACKSONVILLE FLORIDA 32216

Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	Wendy Robertson
Disclaimer	NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "MEDICAL SUPPLY MANAGEMENT" APART FROM THE MARK AS SHOWN
Description of Mark	Color is not claimed as a feature of the mark.
Type of Mark	SERVICE MARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECT 8 (6-YR).
Live/Dead Indicator	LIVE

PhotoMedex 

Word Mark	PHOTOMEDEX
Goods and Services	IC 010. US 026 039 044. G & S: Lasers for medical use. FIRST USE: 20000515. FIRST USE IN COMMERCE: 20000515
Mark Drawing Code	(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS
Design Search Code	01.15.04 - Explosions; Fireworks display; Sparks 26.17.13 - Letters or words underlined and/or overlined by one or more strokes or lines; Overlined words or letters; Underlined words or letters
Serial Number	76047703
Filing Date	May 15, 2000
Current Basis	1A
Original Filing Basis	1B
Published for Opposition	October 9, 2001
Change In Registration	CHANGE IN REGISTRATION HAS OCCURRED
Registration Number	2575254
Registration Date	June 4, 2002
Owner	(REGISTRANT) Photomedex Inc. CORPORATION DELAWARE 147 Keystone Drive Montgomeryville PENNSYLVANIA 18936
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	Maria A. Savio
Description of Mark	The letters in the mark are in dark blue except the letter "x" and the laser beam color which are in silver.

Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20120601.
Renewal	1ST RENEWAL 20120601
Live/Dead Indicator	LIVE

MEDEX

Word Mark	MEDEX
Goods and Services	IC 035. US 100 101 102. G & S: personnel placement and recruitment services for the health care industry; employment agency services for the health care industry; and temporary staffing services for the health care industry. FIRST USE: 20000407. FIRST USE IN COMMERCE: 20000407
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	75876165
Filing Date	December 21, 1999
Current Basis	1A
Original Filing Basis	1B
Published for Opposition	August 8, 2000
Change In Registration	CHANGE IN REGISTRATION HAS OCCURRED
Registration Number	2489130
Registration Date	September 11, 2001
Owner	(REGISTRANT) FRANCIS, STEVEN C. INDIVIDUAL UNITED STATES P.O. Box 675770 Rancho Santa Fe CALIFORNIA 92067 (LAST LISTED OWNER) AMN Healthcare, Inc. CORPORATION NEVADA 12400 High Bluff Drive San Diego CALIFORNIA 92130
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	Lisa M. Martens
Type of Mark	SERVICE MARK
Register	PRINCIPAL
Affidavit Text	SECT 8 (6-YR). SECTION 8(10-YR) 20110729.
Renewal	1ST RENEWAL 20110729
Live/Dead Indicator	LIVE

Typed Drawing

Word Mark **MEDEX SAFE TRIP**

Goods and Services IC 039. US 100 105. G & S: transportation and evacuation of passengers to medical facilities by train, air, truck or automobile and the repatriation of mortal remains in the event of death. FIRST USE: 19960213. FIRST USE IN COMMERCE: 19960213

Mark Drawing Code (1) TYPED DRAWING

Serial Number 75086974

Filing Date April 10, 1996

Current Basis 1A

Original Filing Basis 1A

Published for Opposition April 28, 1998

Registration Number 2174196

Registration Date July 21, 1998

Owner (REGISTRANT) Medex Assistance Corporation CORPORATION MARYLAND Timonium Corporate Center 9515 Deereco Road, Fourth Floor Timonium MARYLAND 21093

(LAST LISTED OWNER) MEDEX INSURANCE SERVICES, INC. CORPORATION MARYLAND 8501 LASALLE ROAD SUITE 200 TOWSON MARYLAND 21286

Assignment Recorded ASSIGNMENT RECORDED

Attorney of Record Joseph V. Myers III

Prior Registrations 1908710

Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "SAFE TRIP" APART FROM THE MARK AS SHOWN

Type of Mark SERVICE MARK

Register PRINCIPAL

Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20090217.

Renewal 1ST RENEWAL 20090217

Live/Dead Indicator LIVE

	Serial Number	Reg. Number	Word Mark	Check Status	Live/Dead
1	86705072		ME MEDEXPRESS	TSDR	LIVE
2	85734744	4417150	ME MEDEXPRESS	TSDR	LIVE
3	78761441	3205430	MEDEXPRESS CORPORATECARE	TSDR	LIVE

4	78647080	3311726	MEDEXPRESS	TSDR	LIVE
5	78330898	3005681	MEDEXPRESS	TSDR	DEAD
6	78250796		MEDEXPRESS	TSDR	DEAD
7	77749596	3733948	MEDEXPRESS	TSDR	LIVE
8	77334306	3519373	MEDEXPRESS	TSDR	LIVE
9	76447516		MEDEXPRESS	TSDR	DEAD
10	75268653		MEDEXPRESS	TSDR	DEAD
11	74663151	2091765	MEDEXPRESS	TSDR	LIVE
12	74041850	1630027	MEDEXPRESS	TSDR	DEAD
13	73568645		MEDEXPRESS	TSDR	DEAD
14	73552530	1554166	MEDEXPRESS	TSDR	DEAD

Word Mark

MEDEXPRESS

Goods and Services

IC 044. US 100 101. G & S: Outpatient medical clinics specializing in urgent physician care and treatment, excluding, discount programs for medical equipment and prescriptions, on-line computer databases for discount health programs, discounted medical and healthcare provided through third-party providers, air ambulance transport services, aeromedical medical services, mail order pharmacy services, pharmaceutical preparations namely respiratory medications and insulin, and incontinence supplies, medical and health care supplies, namely respiratory medication delivery devices, glucometers, lancets, blood hemoglobin, testing supplies, distributorship services featuring medical products and pharmaceuticals for use by retail stores, physicians, hospitals, clinics, pharmacies and industrial services, distribution and rental of medical equipment, and laboratory testing services. FIRST USE: 20010910. FIRST USE IN COMMERCE: 20010910

Standard Characters Claimed

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Serial Number

78647080

Filing Date

June 9, 2005

Current Basis

1A

Original Filing Basis

1A

Published for Opposition

April 24, 2007

Date Amended to Current Register

January 16, 2007

Registration Number

3311726

Registration Date

October 16, 2007

Owner

(REGISTRANT) MEDEXPRESS URGENT CARE HOLDING CO., INC. LIMITED LIABILITY COMPANY WEST VIRGINIA 215 DON KNOTTS BOULEVARD, SUITE 130 KAY CASTO & CHANEY BUILDING MORGANTOWN WEST VIRGINIA 26501

(LAST LISTED OWNER) URGENT CARE MSO, LLC LIMITED LIABILITY COMPANY
DELAWARE 215 DON KNOTTS BLVD. SUITE 220 MORGANTOWN WEST VIRGINIA
26501

Assignment Recorded ASSIGNMENT RECORDED
Attorney of Record Monika J Hussell
Type of Mark Register SERVICE MARK
PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR).
Live/Dead Indicator LIVE

Typed Drawing

Word Mark MEDEXPRESS
Goods and Services IC 042. US 100 101. G & S: mail order pharmacy services. FIRST USE: 19950701. FIRST USE IN COMMERCE: 19950701
Mark Drawing Code (1) TYPED DRAWING
Serial Number 74663151
Filing Date April 18, 1995
Current Basis 1A
Original Filing Basis 1B
Published for Opposition July 30, 1996
Registration Number 2091765
Registration Date August 26, 1997
Owner (REGISTRANT) National Association of People With AIDS Services, Inc., The CORPORATION D.C. 1413 K. Street, N.W. Washington D.C. 20005

(LAST LISTED OWNER) MED EXPRESS PHARMACY LTD. LIMITED LIABILITY
COMPANY NOT PROVIDED 102 MOCKSVILLE AVE. SALISBURY NORTH CAROLINA
28144

Assignment Recorded ASSIGNMENT RECORDED
Type of Mark Register SERVICE MARK
PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20070720.
Renewal 1ST RENEWAL 20070720
Live/Dead Indicator LIVE

To: VIDEOKALL INC (cnahabed@gmail.com)
Subject: U.S. TRADEMARK APPLICATION NO. 86414664 - MEDEX SPOT - N/A
Sent: 1/28/2015 1:17:36 PM
Sent As: ECOM116@USPTO.GOV
Attachments:

**UNITED STATES PATENT AND TRADEMARK OFFICE (USPTO)
OFFICE ACTION (OFFICIAL LETTER) ABOUT APPLICANT'S TRADEMARK APPLICATION**

U.S. APPLICATION SERIAL NO. 86414664 MARK: MEDEX SPOT	*86414664*
CORRESPONDENT ADDRESS: VIDEOKALL INC 10631 BARN WOOD LN POTOMAC, MD 20854-1325	CLICK HERE TO RESPOND TO THIS LETTER: http://www.uspto.gov/trademarks/index.jsp VIEW YOUR APPLICATION FILE
APPLICANT: VIDEOKALL INC	
CORRESPONDENT'S REFERENCE/DOCKET NO : N/A CORRESPONDENT E-MAIL ADDRESS: cnahabed@gmail.com	

EXAMINER'S AMENDMENT

ISSUE/MAILING DATE: 1/28/2015

DATABASE SEARCH: The trademark examining attorney has searched the USPTO's database of registered and pending marks and has found no conflicting marks that would bar registration under Trademark Act Section 2(d). TMEP §704.02; *see* 15 U.S.C. §1052(d).

APPLICATION HAS BEEN AMENDED: The trademark examining attorney is amending the application as follows. No prior approval or authorization from applicant or applicant's attorney is required. TMEP §707.02.

CLASSIFICATION OF SERVICES

The application is amended to classify the services in International Class 42. TMEP §1401.03(b); *see* 37 C.F.R. §2.85.

/Jennifer M. Martin/
Examining Attorney
Law Office 116
(571) 272-9193
Jennifer.Martin@uspto.gov

PERIODICALLY CHECK THE STATUS OF THE APPLICATION: To ensure that applicant does not miss crucial deadlines or official notices, check the status of the application every three to four months using the Trademark Status and Document Retrieval (TSDR) system at <http://tsdr.uspto.gov/>. Please keep a copy of the TSDR status screen. If the status shows no change for more than six months, contact the Trademark Assistance Center by e-mail at TrademarkAssistanceCenter@uspto.gov or call 1-800-786-9199. For more information on checking status, *see* <http://www.uspto.gov/trademarks/process/status/>.

TO UPDATE CORRESPONDENCE/E-MAIL ADDRESS: Use the Trademark Electronic Application System (TEAS) form at

<http://www.uspto.gov/trademarks/teas/correspondence.jsp>.

To: VIDEOKALL INC (cnahabed@gmail.com)
Subject: U.S. TRADEMARK APPLICATION NO. 86414664 - MEDEX SPOT - N/A
Sent: 1/28/2015 1:17:36 PM
Sent As: ECOM116@USPTO.GOV
Attachments:

UNITED STATES PATENT AND TRADEMARK OFFICE (USPTO)

**IMPORTANT NOTICE REGARDING YOUR
U.S. TRADEMARK APPLICATION**

USPTO OFFICE ACTION (OFFICIAL LETTER) HAS ISSUED
ON **1/28/2015** FOR U.S. APPLICATION SERIAL NO.86414664

Please follow the instructions below:

(1) TO READ THE LETTER: Click on this [link](#) or go to <http://tsdr.uspto.gov/>, enter the U.S. application serial number, and click on "Documents."

The Office action may not be immediately viewable, to allow for necessary system updates of the application, but will be available within 24 hours of this e-mail notification.

(2) QUESTIONS: For questions about the contents of the Office action itself, please contact the assigned trademark examining attorney. For *technical* assistance in accessing or viewing the Office action in the Trademark Status and Document Retrieval (TSDR) system, please e-mail TSDR@uspto.gov.

WARNING

PRIVATE COMPANY SOLICITATIONS REGARDING YOUR APPLICATION: Private companies **not** associated with the USPTO are using information provided in trademark applications to mail or e-mail trademark-related solicitations. These companies often use names that closely resemble the USPTO and their solicitations may look like an official government document. Many solicitations require that you pay "fees."

Please carefully review all correspondence you receive regarding this application to make sure that you are responding to an official document from the USPTO rather than a private company solicitation. All official USPTO correspondence will be mailed only from the "United States Patent and Trademark Office" in Alexandria, VA; or sent by e-mail from the domain "@uspto.gov." For more information on how to handle private company solicitations, see http://www.uspto.gov/trademarks/solicitation_warnings.jsp.